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From	Fax number	Telephone
Paunce A. King (Reg. No. 44,833)	973.992.4643	973.994.7896

**Message:**

Re: Application No. : 09/705,447  
 Inventor : Nicolae Miron  
 Filing Date : 11/03/2000  
 Title : BAND PASS INTERFEROMETER WITH TUNING  
 Attorney Docket No. : 2965/MIRON/US  
 Confirmation No. : 7879  
 Examiner : Michael A. Lyons  
 Art Unit : 2877

Submitted herewith is the following item for filing in the above-identified application:

1. This Fax Transmittal bearing Certificate of Transmission (1 page);
2. Response and Request for Personal Interview (3 pages);
3. Applicant Initiated Interview Request Form (1 page);
4. Petition for Extension of Time in duplicate (2 pages).

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to Office of Petitions, USPTO at fax number (703) 872-9306 on the date indicated below.

*Yvette Alvarez-Perez* Date 6/8/04  
 Yvette Alvarez-Perez

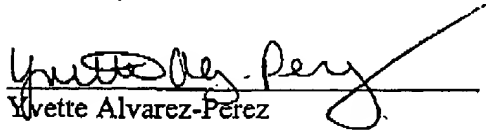
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/705,447  
Filing Date : 11/03/2000  
First Named Inventor : Nicolae Miron  
Attorney Docket No. : 2965/MIRON/US  
Confirmation No. : 7879  
Examiner : Michael A. Lyons  
Art Unit : 2877

**RESPONSE AND REQUEST FOR PERSONAL INTERVIEW**

In response to a non-final Office action dated 12/18/2003, the Applicant respectfully submits the following remarks for consideration by the Examiner in the above-identified patent application.

#### **Disposition of Claims**

Claims 42-133 are pending in this application and stand rejected.

#### **Response to Claim Rejections – Request for Personal Interview**

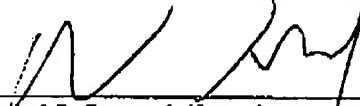
The Examiner rejected claims 42-133 under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 3,758,194 to Daval et al in view of U.S. Patent No. 3,551,051 to Salgo in further view of U.S. Patent No. 5,710,655 to Rumbaugh et al.

Applicant respectfully disagrees with the Examiner's rejection and maintains that the claimed invention is novel and unobvious over the prior art for similar reasons discussed in Applicant's prior Amendment and Response dated 9/24/03, which are repeated herein. Briefly, Applicant submits that neither Daval, Salgo or Rumbaugh alone or in combination - Daval in view of Salgo in further view of Rumbaugh - fails to teach or disclose the Applicant's invention.

However, because the issues in this case are complex and involve mixed issues of law and technology, Applicant respectfully requests a Personal Interview with the Examiner at the Examiner's office to discuss the patentability of the claimed invention over the cited art. Submitted herewith is Form PTOL-413A, Applicant Initiated Interview Request Form.

The Commissioner is authorized to charge all required fees, including any extension and excess claim fees, or credit any overpayment to Deposit Account 06-0923. Applicant claims small entity status. See 37 C.F.R. 1.27.

Respectfully submitted for Applicant,

  
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